

Richard Gee, Esq; } Appellants. | *Edwin Lewis,* } Respondents.
and his Wife, } and others, }

A True COPY of Mr. *Eden's* Minutes or Certificate, with Colonel *Beaumont's* Objections, mention'd in the Appellant's Case, both prov'd in this Cause.

*Inter Attornat' Dom' & Domine Regis & Regina General', ex
Relatione honorabilis Johannis Beaumont Quer' ; & Jacobum Pearse Gen', Defendentem.*

THE Cause was heard the 4th Day of February, 3 *Willielmo & Maria, Regis & Regina*; and that the Matter of the Bill being, That the Relator, Colonel *Beaumont*, since January 1688, had been, and then was, Colonel of the Princess *Anne* of Denmark's Regiment; and that he made the Defendant Agent thereof, to pay and dispose of all such Monies as he should receive, but not without the Colonel's Directions. That the Defendant for several Years mention'd in the Bill, receiv'd several Sums of Money, which he ought to have pay'd, pursuant to certain Articles enter'd into between the Colonel and Mr. *Pearse*, and the Course of Agency and Payments in like Cases: And to have an Account of the Defendant *Pearse* his Receipts and Payments, and how the same was pay'd, was the Substance of the Bill. To which Bill the Defendant answer'd, and set forth several Receipts and Payments in Schedules of Account of such his Receipts and Payments, and annex'd the same to his Answer. And it was then order'd, adjudg'd, and decreed by the Court, that the whole Matter be referr'd to the Deputy of their Majesty's Court of *Exchequer*, to take and state the Account between them, according to the Articles set forth in the Bill and Course of Agency, and the Defendant was to have all just Allowances for what he had pay'd; and if any Matter of Doubt arose, he was to report the same specially.

THAT in Pursuance of the said Order of Reference, the Parties did attend Mr. *Eden*, the Deputy-Remembrancer, many Times, with their Council and Solicitors, and the Colonel charg'd the Defendant with the Receipt of the three several Sums following, viz.

Of the Earl of *Ranelagh*, the Sum of
 Of Major *Cludd*, the Sum of
 Of *William Harbord*, Esq; the Sum of

<i>l.</i>	<i>s.</i>	<i>d.</i>
6290	7	4
25	0	0
2326	0	6

The Total of the Plaintiff's Charge amounts to 8641 7 10

AND the Defendant having had a Copy of the said Charge, brought in his Discharge to the said Charge, and acknowledg'd the Receipt of all the said Monies charg'd upon him; and in his Discharge said, he pay'd all the said Monies according to his Articles and the Muster-Rolls, and the Course of Agency.

AND the Colonel taking Exceptions to many of the Sums alledg'd to be pay'd by the Defendant, divers Vouchers were produc'd, and Witnesses were examin'd, and all the Payments of the several Sums of Money in the Account hereafter mention'd, were produc'd before the said Mr. *Eden*, and examin'd by him, and the same were admitted on by the Plaintiff, and allow'd by the said Mr. *Eden*, viz.

A N

A N A B S T R A C T O F T H E

Moneys pay'd by Mr. *Pearse*, for the
Use of Col. *Beaumont's* Regiment; taken before *Todias*
Eden, Esq; Deputy-Remembrancer of the Court of
Exchequer.

The SCHEDULE.		OBJECTIONS.	
	l. s. d.		
1688.			
Jan. 23. Pay'd by Mr. <i>Pearse</i> to Mr. <i>John Pinckney</i> , for Commission-Fees, }	2 18 0	{ This ought to be deducted out of Pinck- ney's own Pay.	
29. Borrow'd of Mr. <i>Pearse</i> by Mr. <i>John</i> <i>Pinckney</i> , }	5 0 0	{ Allow'd, if due to Pinckney.	
30. Pay'd for Lieu. <i>Nedby's</i> Commission-Fees and Money, }	3 0 0	{ To be born by Nedby himself.	
31. Pay'd Capt. <i>Mansell</i> , for Commission- Fees, }	3 6 0	{ To be born by Mansell himself.	
Febr. 2. Mr. <i>Pearse</i> lent Capt. <i>Fletcher</i> , }	20 0 0	{ Mr. <i>Pearse</i> must seek this from Fletcher.	
6. Pay'd Capt. <i>Swinno</i> , }	10 0 0	{ Allow'd, if so much due to him.	
16. Pay'd Col. <i>Cludd</i> , }	100 0 0	{ To be allow'd, if so much due to the Colonel.	
22. Pay'd Capt. <i>Mansell</i> , }	1 13 0	{ Allow'd.	
Mar. 27. Pay'd Lieut. <i>Butler</i> , }	5 19 0	{ Allow'd.	
April 3. Pay'd Col. <i>Cludd</i> , }	50 0 0	{ Allow'd, if so much due.	
8. Pay'd Capt. <i>Pafton</i> as borrow'd, }	10 0 0	{ Allow'd, if so much due to him.	
22. Mr. <i>Pearse</i> lent to Capt. <i>Fletcher</i> , }	20 0 0	{ Must seek this of Fletcher.	
30. Pay'd to Col. <i>Pack</i> , }	20 0 0	{ Allow'd.	
Mar. 3. Pay'd by Col. <i>Beaumont's</i> Order to Col. <i>Clent</i> , }	3 0 0	{ Allow'd.	
1689.			
May 8. Pay'd Capt. <i>Swinno</i> , by the Colonel's Order, which is to be allow'd on a Bond to <i>Salisbury</i> , }	7 0 0	{ This is to be allow'd, if a Bond mention'd in the Colonel's Order, be deliver'd up.	
29. Lieut. <i>Butler</i> borrow'd of Mr. <i>Pearse</i> , on his Pay, }	5 0 0	{ To be allow'd, if so much due to Butler.	
June 21. Pay'd Lieut. <i>Blacker</i> , }	3 0 0	{ All this was for a Commission, which ought to have been stop'd out of the Clearings.	
22. Pay'd Dr. <i>Tuder</i> , which, if allow'd on the Chirurgeon's Accompt, is to be allow'd; }	0 9 7	{ Allow'd.	(Accompt.
22. Pay'd Col. <i>Pack</i> , }	53 15 0	{ Allow'd, if so much due to him on his Accompt.	
24. Pay'd Lieut. <i>Buck</i> , }	5 0 0	{ Allow'd on Lieut. <i>Buck's</i> Accompt.	
24. Pay'd Ensign <i>Moore</i> , }	5 5 0	{ Not to be allow'd, there being nothing due to him.	
April 2. Pay'd Mr. <i>Dent</i> the Chaplain, }	10 0 0	{ To be allow'd, if the Chaplain's Note given in.	(Accompt.
June 22. Pay'd Mr. <i>John Pinckney</i> , }	15 8 4	{ Allow'd, if so much due to Pinckney on his full Pay and Substtance, and so to bear this Charge.	
July 6. Pay'd for Shooes for Capt. <i>Orme's</i> Com- pany, }	5 4 6		

The SCHEDULE.

l. s. d.

OBJECTIONS.

July 8. Pay'd Col. Cludd,	20	0	0	To be allow'd, if so much due to him.
June 21. Pay'd Capt. Mansell by Pinkney, by Mr. Pearse's Order,	10	0	0	This is allow'd in Pinckney's Accompt.
July 18. Pay'd Capt. Clent,	5	8	4	To be allow'd, if so much due.
18. Pay'd Capt. Southerne, on Accompt,	40	0	0	Not so much due, but what is due, must be allow'd.
18. Pay'd Capt. Clent,	50	0	0	If so much due, it must be allow'd.
18. Pay'd Col. Pack,	40	0	0	If due, must be allow'd.
April 6. Pay'd Col. Cludd,	13	15	0	If due, must be allow'd; but he has receiv'd 200 l. more than his Due.
26. Pay'd Capt. Knyvett,	44	5	0	To be allow'd, if due to him.
27. Pay'd Capt. Southerne for himself, Ensign Clent's Pay, and 3 l. 6 s. on Capt. Port's Accompt,	35	15	0	To be allow'd, if any due to him, what is so due.
29. Pay'd Capt. Fletcher for 59 Days in full,	23	12	0	To be allow'd, if due on his Accompt when made up.
May 1. Pay'd Capt. Orme,	20	0	0	Allow'd.
9. Pay'd Mr. Dakins and his Mate,	19	3	6	Allow'd.
April 2. Pay'd Mr. Dent Chaplain,	19	13	4	To be allow'd when Dent's Note given in.
May 10. Pay'd Capt. Clent,	14	1	8	Allow'd, if so much due.
15. Pay'd Capt. Clent, on Accompt of Lieut. Feilding,	9	10	6	Allow'd, if so much due.
24. Pay'd Ensign Stroud,	8	17	0	Allow'd, if so much due.
June 22. Pay'd Mr. Dent the Chaplain,	19	3	0	Mr. Pearse had neither Money liable, nor to pay it.
July 6. Pay'd Capt. Clent,	19	10	0	Allow'd, if so much due.
6. Pay'd Capt. Southerne for September Muster, 1688.	6	15	0	To be allow'd, if due on his Accompt.
1688.				
March 9. Pay'd by Mr. Pearse to Col. Cludd,	10	0	0	To be allow'd, if due.
7. Pay'd to Col. Cludd on September Muster,	17	12	0	To be allow'd, if due.
June 17. Pay'd Capt. Herbert, by the Lord's Order,	220	0	0	Very little of this, if any due, as will appear by his Accompt.
July 10. Pay'd Col. Cludd, on Accompt,	20	0	0	To be allow'd, if so much due to him.
1689.				
13. Pay'd Capt. Fletcher at Carlisle,	13	17	0	To be allow'd, if so much appear on his Accompt due to him.
July 13. Pay'd Capt. Southerne, on Account,	30	0	0	Not due to him.
13. Pay'd Col. Pack,	5	0	0	To be allow'd, if due.
June 22. Pay'd Ensign James, on September Muster 1688.	4	19	9	Allow'd.
22. Pay'd him for Ensign Thornicraft, for April,	2	3	6	Allow'd.
May 15. Pay'd Capt. Campleston,	8	0	0	Allow'd.
June 20. Pay'd Lieut. Carr, by John Bedell,	7	2	0	If due to Carr, must be allow'd.
20. Pay'd Lieut. Buck, per ditto,	10	0	0	Allow'd.
20. Pay'd Ensign Stroud, per ditto,	4	0	0	Allow'd.
20. Pay'd Lieut. Hamilton, per ditto,	8	10	0	Not due to him.
20. Pay'd Mr. Thomas Hodgkinson,	9	0	0	Allow'd.
20. Pay'd Capt. Knyvett,	10	0	0	Allow'd.
22. Pay'd Col. Cludd, on Accompt,	20	0	0	To be allow'd, if so much due to him.
23. Pay'd Ensign Thompson,	7	0	0	Allow'd.
23. Pay'd Ensign Rich,	3	6	0	Allow'd.
23. Pay'd Capt. Holmes,	10	0	0	To be allow'd, if so much due.
July 22. Pay'd Col. Cooke for himself, as per Accompt stated,	47	9	4	To be allow'd, if so much appear due to Cooke.
22. Pay'd Ensign Congrave by Col. Cooke,	4	0	0	Allow'd.
22. Pay'd Capt. James,	25	0	0	Not so much due.
Jan. 26. Pay'd Capt. Fletcher Substinance,	5	0	0	To be allow'd, if so much due on Fletcher's Substinance.
Febr. 2. Pay'd Capt. Fletcher, ditto,	5	0	0	
2. Pay'd Capt. Pletsber, ditto,	4	10	0	
11. To Capt. Herbert, ditto,	9	0	0	To be allow'd, if so much due to Herbert.
11. Serjeant Peachy in Captain Berrisford's Company, ditto,	5	0	0	To be reckon'd in the Substinance of the Company.
20. Capt. Fletcher, ditto,	4	10	0	To be accounted for in his Substinance.
20. Major Cludd and Captain Herbert, ditto,	10	0	0	To be allow'd, if due, when their Accompt is made up.

[5]

The SCHEDULE.		l. s. d.			OBJECTIONS.
Febr.	2. Pay'd them more for ditto,	10	0	0	The same.
	28. Capt. Fletcher, ditto,	5	15	0	The same.
Mar.	12. Pay'd Mr. Holmes for two Months Sub-	110	0	0	Allow'd.
	sistence, being to the last of this In-				
	stant,				
	14. Capt. Fletcher, ditto,	3	5	0	Must all be allow'd to him, if so much due on Account.
	7. Pay'd Capt. Fletcher, ditto,	3	5	0	
	Mar. 22. Capt. Fletcher, ditto,	3	5	0	
	28. Pay'd Capt. Fletcher by Daniel Honan,	2	0	0	To be allow'd, if so much due.
	his Servant,				
April	4. Capt. Fletcher, ditto,	2	0	0	
	4. Pay'd Lieut. Butler one Week's Subsi-	0	14	0	Allow'd.
	stance.				
	18. Maj. Fletcher,	2	0	0	To be allow'd, if due.
	17. Lieut. Butler,	1	8	0	Allow'd.
	13. Capt. Fletcher,	2	0	0	To be allow'd, if due.
	22. Lieut. Butler,	0	14	0	Allow'd.
	25. Maj. Fletcher,	2	0	0	To be allow'd, if due.
	30. Lieut. Butler,	0	14	0	Allow'd.
May	2. Pay'd Capt. Fletcher,	2	0	0	To be allow'd, if due.
	7. Pay'd Lieut. Butler,	0	14	0	
	14. Pay'd to ditto,	0	14	0	
	21. Pay'd him more,	0	14	0	
	28. Pay'd him more,	0	14	0	
June	4. Pay'd him more,	0	14	0	Allow'd.
	11. Pay'd him more,	0	14	0	
	18. Pay'd him more,	0	14	0	
	25. Pay'd him more,	0	14	0	
July	2. Pay'd him more,	0	14	0	
	9. Pay'd him more,	0	14	0	
	16. Pay'd him more,	0	14	0	
	23. Pay'd him more,	0	14	0	
	30. pay'd him more,	0	14	0	
March	2. pay'd Col. Cooke for short Subistence,	83	11	4	Allow'd.
July	28. pay'd Capt. Southerne for short Sub-	37	6	3	Nothing due.
	sistence,				
Jan.	28. pay'd Samuel Turner per Colonel's Order,	50	0	0	Allow'd.
Febr.	15. pay'd Capt. Orme per Colonel's Order,	20	0	0	Allow'd, if due to him on Account.
	for Recruits.				
March	2. pay'd Basil Beaumont per Colonel's Or-	8	6	0	Allow'd.
	der, in part of his pay 6 l. 10 s. and				
	his Commission-Fees,				
	15. pay'd Mr. Turner for the Use of the Co-	350	0	0	Allow'd.
	lonel,				
April	9. pay'd Thomas Cowardine for Col. Beau-	30	0	0	No Order for this.
	mont, his Master,				
May	4. Receiv'd by Col. Beaumont,	1000	0	0	Allow'd.
July	2. pay'd to Mr. Walker and Mr. Ford per	75	0	0	Allow'd.
	Colonel's Order,				
April	26. pay'd Capt. Townley per Col. Beaumont's	26	1	6	Allow'd.
	Order,				
July	10. pay'd Mr. Holford per Colonel's Order,	36	0	0	Allow'd.
	16. pay'd Mr. Beaumont per Colonel's Order,	100	0	0	Allow'd.
Octob.	26. pay'd the Colonel,	165	3	6	No such Sum pay'd.
May	13. pay'd Mr. Morton by his Man Hugh Tre-	11	0	0	Allow'd.
	vor, per Colonel's Order,				
Jan.	1. pay'd Mr. Kent and Mr. Cardonell, by	50	0	0	To be prov'd who he pay'd it to.
	Mr. Pearse's Order,				
	8. pay'd Capt. Fletcher per Bill from Sir	150	0	0	Allow'd.
	Benjamin Newland,				
	26. pay'd Capt. Southerne by Mr. Kent,	50	0	0	To be allow'd, when Capt. Southerne gives an Account how it was disburs'd.
	24. pay'd Capt. Knyvett and Capt. Beresford,	20	0	0	To be allow'd them on their Account of Pay made but up.
Febr.	1. pay'd by Mr. Kent to Capt. Southerne,	70	0	0	To be allow'd, when Capt. Southerne gives an Account how it was disburs'd.

The

The SCHEDULE.

l. s. d.

OBJECTIONS.

Feb. 21. pay'd to Col. Beaumont's Regiment,	62	18	0	{ The Particulars must be had, before this be allow'd.
2. pay'd by Mr. Hunt, for the same Use,	27	2	0	
31. pay'd Mr. Pinckney for Subsistence for Col. Beaumont's Regiment,	44	0	0	{ Allow'd.
An Account of Mr. Pinckney, produc'd and allow'd, * if none of the Sums be included in the former Account.	2883	15	0	
* Note, Mr. Stephens has left out these Words in his Schedule.				
July 31. pay'd Mr. Pinckney for Subsistence for Col. Beaumont's Regiment,	391	15	6	{ Allow'd, if not Part of the former Sums.
June 22. pay'd Mr. Pinckney Subsistence for Col. Beaumont's Regiment,	536	15	6	
22. pay'd ditto Subsistence for Capt. Holmes's Company,	27	10	0	{ The like.
24. pay'd Mr. Pinckney for Subsistence for Col. Beaumont's Regiment,	100	0	0	
July 15. pay'd by Mr. Pearse for a Week's Subsistence,	178	18	6	{ To know who receiv'd this.
28. pay'd by Mr. Pearse to Capt. Southerne,	13	8	2	
May 5. pay'd Foulks Salisbury by the Colonel's Order,	2	0	0	{ Allow'd.
April 10. pay'd and lent Lieut. Fielding,	1	1	6	
To Fees for Capt. Clent's Commission 1 l. 14 s. for Lieut. Feilding 1 l. and for Ensign Ockover 1 l. 16 s.	4	10	0	{ To be put to the several Officers Account.
Fees pay'd for Lieut. Columbee's Commission,	4	15	0	
Fees pay'd for Ensign Moore's Commission,	2	14	0	{ To be born by Moore.
pay'd Col. Cludd,	6	0	0	
Maj. Cludd's Commission-Fees 3 l. 16 s. Lieut. Williamson's Fees 1 l. 18 s. and Ensign Prince's 1 l. 16 s.	7	10	0	{ To be born by the Officers themselves.
April 10. Due to Mr. Pearse on Ballance of Capt. Southerne's Account, as 'tis allow'd in the Office,	36	16	0	
July 10. pay'd Capt. Southerne for Shooes and Shirts,	15	0	0	{ The Pay and Subsistence was fully pay'd Capt. Southerne, and so he was to bear this out of them.
	8163	7	7	

To this Account Col. Beaumont made Objections to the several Sums following, and oblig'd Mr. Pearse to produce his Vouchers for the same the 27th of May 1693, viz.

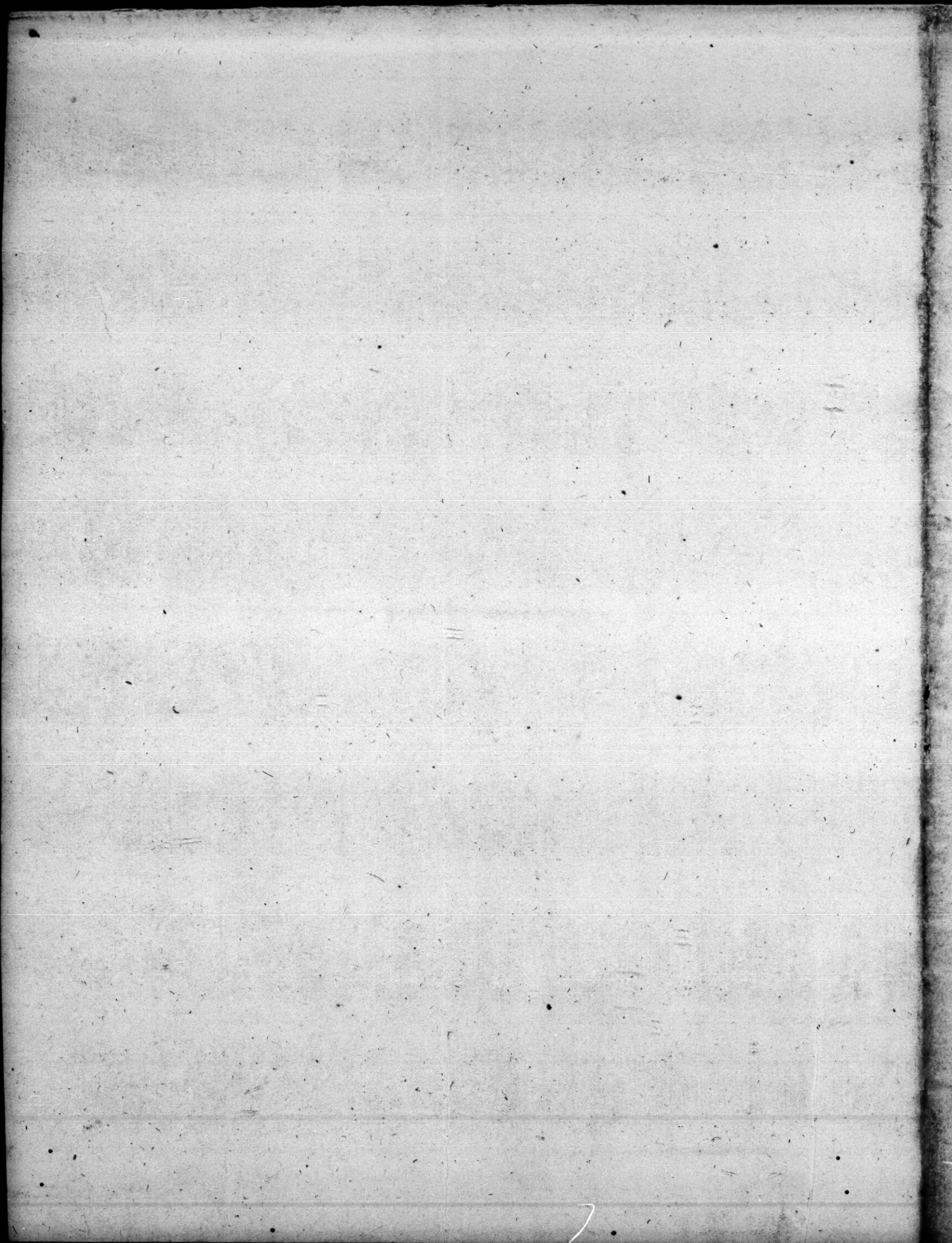
June 22. pay'd Mr. Pinckney for Subsistence,	536	15	6
24. pay'd him more for Subsistence,	100	0	0
July 31. pay'd more to him for Subsistence,	391	15	6
15. pay'd ditto,	178	18	6
	1207	9	6

May 27. 1693.

Both Sides attended the Deputy Remembrancer, and before him Mr. Pearse made it appear by his Vouchers, that all the said Sums were † PAY'D; and since that Time Col. Beaumont hath not concern'd himself farther in this Affair.

The. Eden, DRR.

† Note, 'Tis said PAY'D, which the Appellants agree, but it must be known, if DULY PAY'D, which can't be, unless the Regimental Accounts, according to the Course of Agency, be made up.



9EE

A True

COPY

Of Mr. *Eden's* Minutes or
Certificate, with Col. *Beau-*
mont's Objections, mention'd in
the Appellant's Case, both
prov'd in this Cause.

1709